

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re Application of
FIRST MONOLITH INC.,

For an Order Pursuant to 28 U.S.C. § 1782 to
Conduct Discovery for Use in Foreign
Proceedings

ANALISA TORRES, District Judge:

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20 Misc. 735 (AT)

ORDER

On December 9, 2020, Applicant, First Monolith Inc, submitted an *ex parte* petition for an order pursuant to 28 U.S.C. § 1782(a) to obtain discovery for use in a contemplated civil proceeding in the Singapore High Courts (the “Petition”). ECF No. 1. On February 1, 2021, the Court granted Applicant permission to serve subpoenas on: Citibank, N.A.; The Bank of New York Mellon; Société Générale, New York; HSBC Bank USA, N.A.; BNP Paribas USA; JPMorgan Chase Bank, N.A.; Barclays Bank PLC; Deutsche Bank Trust Co. Americas; Bank of Nova Scotia; UBS AG; Bank of America, N.A.; Standard Chartered Bank US; Commerzbank AG US; and The Clearing House Payments Company, LLC (together, “Respondents”) the “February Order”). February Order, ECF No. 9. Applicant now seeks leave to serve additional subpoenas on Respondents. ECF No. 12.

An applicant seeking disclosure under § 1782 must satisfy the requirements of the statute. February Order at 1–2. If it does, the Court then exercises its discretion in light of several pertinent factors to determine whether and to what extent disclosure should be granted. *Id.* at 2. Applicant satisfies all statutory factors with respect to the present application for the reasons set forth in the February Order. *Id.* at 2–3. The four discretionary factors also weigh in favor of granting the present application for the same reasons already discussed in the February Order.


Id. at 3; *see also In re Application of Chevron Corp.*, 736 F. Supp. 2d 773, 779–80 (S.D.N.Y. 2010).

Accordingly, the motion is GRANTED.

The Clerk of Court is directed to terminate the motion at ECF No. 12.

SO ORDERED.

Dated: July 15, 2021
New York, New York



ANALISA TORRES
United States District Judge